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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

DOUG LITTLE – Chairman
BOB STUMP
BOB BURNS
TOM FORESE
ANDY TOBIN

Arizona Corporation Commission

DOCKETED

SEP 06 2016

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IN THE MATTER OF THE APPLICATION OF
ARIZONA PUBLIC SERVICE COMPANY FOR A
HEARING TO DETERMINE THE FAIR VALUE OF
THE UTILITY PROPERTY OF THE COMPANY
FOR RATEMAKING PURPOSES, TO FIX A JUST
AND REASONABLE RATE OF RETURN
THEREON, TO APPROVE RATE SCHEDULES
DESIGNED TO DEVELOP SUCH RETURN.

DOCKET NO. E-01345A-16-0036

IN THE MATTER OF FUEL AND PURCHASED
POWER PROCUREMENT AUDITS FOR ARIZONA
PUBLIC SERVICE COMPANY.

DOCKET NO. E-01345A-16-0123

PROCEDURAL ORDER**BY THE COMMISSION:**

On June 1, 2016, Arizona Public Service Company ("APS" or "Company") filed with the Arizona Corporation Commission ("Commission") the above-captioned Rate Case Application.

Parties who have previously been granted intervention in this docket are Richard Gayer, Patricia Ferré, Warren Woodward, IO Data Centers, LLC ("IO"), Freeport Minerals Corporation ("Freeport"), Arizonans for Electric Choice and Competition ("AECC"), Sun City Home Owners Association ("Sun City HOA"), Western Resource Advocates ("WRA"), Arizona Investment Council ("AIC"), Arizona Utility Ratepayer Alliance ("AURA"), Property Owners and Residents Association, Sun City West ("PORA"), Arizona Solar Energy Industries Association ("AriSEIA"), Arizona School Boards Association ("ASBA") and Arizona Association of School Business Officials ("AASBO") (collectively "ASBA/AASBO"), Cynthia Zwick, Arizona Community Action Association ("ACAA"), Southwest Energy Efficiency Project ("SWEEP"), the Residential Utility Consumer Office ("RUCO"), Vote Solar, Electrical District Number Eight and McMullen Valley Water Conservation & Drainage District (collectively, "ED8/McMullen"), The Kroger Co. ("Kroger"), Tucson Electric Power Company ("TEP"), Pima County, Solar Energy Industries Association ("SEIA"), the Energy Freedom

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2 **COMMISSIONERS**

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9 ARIZONA PUBLIC SERVICE COMPANY FOR A
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PROCEDURAL ORDER

19 **BY THE COMMISSION:**

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23 Ferré, Warren Woodward, IO Data Centers, LLC (“IO”), Freeport Minerals Corporation (“Freeport”),
24 Arizonans for Electric Choice and Competition (“AECC”), Sun City Home Owners Association (“Sun
25 City HOA”), Western Resource Advocates (“WRA”), Arizona Investment Council (“AIC”), Arizona
26 Utility Ratepayer Alliance (“AURA”), Property Owners and Residents Association, Sun City West
27 (“PORA”), Arizona Solar Energy Industries Association (“AriSEIA”), Arizona School Boards
28 Association (“ASBA”) and Arizona Association of School Business Officials (“AASBO”)
(collectively “ASBA/AASBO”), Cynthia Zwick, Arizona Community Action Association (“ACAA”),
Southwest Energy Efficiency Project (“SWEEP”), the Residential Utility Consumer Office (“RUCO”),
Vote Solar, Electrical District Number Eight and McMullen Valley Water Conservation & Drainage
District (collectively, “ED8/McMullen”), The Kroger Co. (“Kroger”), Tucson Electric Power
Company (“TEP”), Pima County, Solar Energy Industries Association (“SEIA”), the Energy Freedom

Coalition of America (“EFCA”), Wal-Mart Stores, Inc. and Sam’s West, Inc. (collectively, “Walmart”), Local Unions 387 and 769 of the International Brotherhood of Electrical Workers, AFL-CIO (collectively, “the IBEW Locals”), Noble Americas Energy Solutions LLC (“Noble Solutions”), and the Arizona Competitive Power Alliance (“the Alliance”).

On June 14, 2016, APS filed a Notice of Errata.

On June 23, 2016, APS filed its Second Notice of Errata.

On June 24, 2016, APS filed a copy of the notice it provided to parties of record of the Rate Case Technical Conferences scheduled for July 20, 2016, August 23, 2016, September 29, 2016, and October 26, 2016.

On July 1, 2016, the Commission’s Utilities Division (“Staff”) issued a Letter of Sufficiency pursuant to Arizona Administrative Code (“A.A.C.”) R14-2-103, classifying APS as a Class A utility.

On July 22, 2016, a Rate Case Procedural Order was issued setting the procedural schedule and associated procedural deadlines for this matter, granting several interventions, and granting several requests to receive service by email.

On August 1, 2016, a Procedural Order was issued granting Staff’s request to consolidate the above-captioned dockets, correcting typographical errors in the July 22, 2016 Rate Case Procedural Order, granting interventions, and granting requests to receive service by email.

On August 5, 2016, APS filed a Motion for Clarification and Extension of Time.

On August 9, 2016, a Procedural Order was issued granting APS’s Motion for Clarification and Extension of Time. The Procedural Order also granted several interventions and approved a consent to email service.

On August 11, 2016, EFCA filed a Consent to Service by Email.

On August 15, 2016, Staff filed a Consent to Email Service.

On August 17, 2016, Noble Solutions filed a Consent to Email Service.

On August 24, 2016, APS filed a copy of the presentation from its second Rate Case Technical Conference.

On August 24, 2016, Electrical District Number Six, Pinal County, Arizona (“ED 6”); Electrical District Number Seven of the County of Maricopa, State of Arizona (“ED7”), Aguila Irrigation District

1 (“AID”), Tonopah Irrigation District (“TID”); Harquahala Valley Power District (“HVPD”); and
 2 Maricopa County Municipal Water Conservation District Number One (“MWD”) (collectively,
 3 “Districts”) jointly filed an Application for Leave to Intervene.

4 Numerous public comments have been filed.

5 Interventions

6 No party has objected to the intervention request jointly filed by the Districts, and accordingly,
 7 the Districts should be granted intervention.

8 Consents to Email Service

9 The Consents to Email Service filed by Noble Solutions and the Districts are now complete.
 10 Their requests to be served by email should therefore be approved, and their designated email addresses
 11 and courtesy email addresses have now been added to the service list for these consolidated dockets.

12 **The Commission appreciates when parties consent to email service and encourages parties**
 13 **to do so.** Email service enables parties to more promptly receive service of filings made in a case by
 14 a Commissioner, the Commission’s Executive Director, or a Commission Division and reduces both
 15 the amount of paper the Commission consumes and the Commission’s postal expenses.

16 To allow outside parties to enjoy similar benefits, the **Commission has determined that the**
 17 **Utilities Division shall automatically be deemed to have consented** to email service in any case in
 18 which it is a party.¹ In addition, the **Commission requests that parties cease providing courtesy**
 19 **copies** of their filings to the Hearing Division.

20 **Parties who do not consent to email service will not be provided documents filed by a**
 21 **Commissioner, the Commission’s Executive Director, or a Commission Division via email** and
 22 will instead continue to receive all of these documents in hard copy via the U.S. Mail. Parties who do
 23 not opt in to email service also may not receive hard copies of some documents filed by a Commissioner
 24 or the Commission’s Executive Director, such as Amendments to Open Meeting Agenda items.

25 IT IS THEREFORE ORDERED that Electrical District Number Six, Pinal County, Arizona;
 26 Electrical District Number Seven of the County of Maricopa, State of Arizona; Aguila Irrigation

27
 28 ¹ In cases that do not involve the Commission’s Securities Division, the Commission’s Legal Division shall be included
 as counsel for the Commission Division involved in the case.

District; Tonopah Irrigation District; Harquahala Valley Power District; and Maricopa County Municipal Water Conservation District Number One are hereby granted intervention.

IT IS FURTHER ORDERED that the request of Noble Solutions and the joint request of Electrical District Number Six, Pinal County, Arizona; Electrical District Number Seven of the County of Maricopa, State of Arizona; Aguila Irrigation District; Tonopah Irrigation District; Harquahala Valley Power District; and Maricopa County Municipal Water Conservation District Number One to receive service of all filings in this docket via their respective designated email addresses rather than via U.S. Mail, are hereby approved.

IT IS FURTHER ORDERED that the Commission's **Utilities Division** is deemed to have consented to email service for this docket using the following email address/es: JAlward@azcc.gov and TBroderick@azcc.gov.

IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Arizona Supreme Court Rule 42). Representation before the Commission includes appearances at all hearings and procedural conferences, as well as all Open Meetings for which the matter is scheduled for discussion, unless counsel has previously been granted permission to withdraw by the Administrative Law Judge or the Commission.

IT IS FURTHER ORDERED that all parties must comply with Arizona Supreme Court Rules 31, 38, 39, and 42 and A.R.S. § 40-243 with respect to the practice of law and admission *pro hac vice*.

IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized Communications) applies to this proceeding and shall remain in effect until the Commission's Decision in this matter is final and non-appealable.

IT IS FURTHER ORDERED that each party or prospective party shall **refer to the Rate Case Procedural Order** issued in this matter on **July 22, 2016**, for additional information regarding the process to consent to service by email. Information regarding Consent to Email Service is also available on the Commission's website (www.azcc.gov) by clicking on "Email Service Consent."

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1 IT IS FURTHER ORDERED that the Administrative Law Judge may rescind, alter, amend, or
2 waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at
3 hearing.

4 DATED this 6th day of September, 2016.

5 *Dee for*

6
7 TEENA JIBILIAN
8 ASSISTANT CHIEF ADMINISTRATIVE LAW JUDGE
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On this 6th day of September, 2016, the foregoing document was filed with Docket Control as a Procedural Order – Regarding Intervention, and copies of the foregoing were mailed on behalf of the Hearing Division to the following who have not consented to email service. On this date or as soon as possible thereafter, the Commission’s eDocket program will automatically email a link to the foregoing to the following who have consented to email service.

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